

Message Text

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61

ACTION IO-13

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00 DODE-00

DOT-00 EB-07 INR-07 NSAE-00 CIEP-02 FAA-00 L-03

JUSE-00 /050 W

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R 111428Z AUG 76

FM AMCONSUL MONTREAL

TO SECSTATE WASHDC 7857

UNCLAS MONTREAL 1132

E.O. 11652: NA

TAGS: PORG EAIR ICAO HU

SUBJECT: ICAO: INQUIRY RE MALEV AIRLINES OF HUNGARY

1. USREP HAS RECEIVED FOLLOWING LETTER DATED JULY 23 WHICH IS SELF-EXPLANATORY. IT IS NOT CLEAR FROM THE LETTER WHETHER THERE IS A CAB INVOLVEMENT IN THIS CASE OR WHETHER LITIGATION IS PENDING IN US COURTS. USREP CAN (A) FORWARD LETTER TO ICAO FOR APPROPRIATE COMMENT ON CERTAIN QUESTIONS; (B) FORWARD IT TO THE DEPARTMENT AS APPROPRIATE; (C) PROVIDE SOME SIMPLE ANSWERS. REQUEST INSTRUCTIONS.

2. FOLLOWING IS TEXT OF LETTER: QUOTE: I HAVE BEEN IN COMMUNICATION WITH MALEV AIRLINES OF HUNGARY, AND THEIR INSURANCE CARRIER, ALAMI BIZTOSITO: INSURANCE ENTERPRISE OF THE STATE (HUNGARY). THIS IS WITH REFERENCE TO A MALEV JET WHICH CRASHED OFF THE COAST OF BEIRUT, LEBANON, ON SEPT 30, 1975, ON WHICH MY BROTHER Y.M. CHEIKH-ALI WAS ABROAD.

3. QUOTE: THE ATTORNEYS FOR THE ABOVE MENTIONED PARTIES CLAIM THAT MALEV IS NOT A SIGNATORY TO THE MONTREAL AGREEMENT - C.A.B. ORDER 18900. CONSEQUENTLY THEIR LIMIT OF LIABILITY EXTENDS ONLY TO THE WARSAW CONVENTION AGREEMENT.

4. QUOTE: THEY ALSO CLAIMED THAT THE UNITED STATES COURTS, OR MORE SPECIFICALLY, C.A.B. HAVE NO JURISDICTION OVER MALEV
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AIRLINES, ALBEIT THEY USE A UNITED STATES AIRPORT, (NEW YORK),

AS ONE OF THEIR DESTINATIONS.

5. QUOTE: WILL YOU PLEASE INFORM ME OF THE ACCURACY, OF
INACCURACY, OF THE ABOVE INFORMATION, AS SENT TO ME BY THE
ATTORNEYS OF THE INSURANCE CARRIERS.

6. QUOTE: I SHALL BE VERY GRATEFUL FOR ANY INFORMATION
YOU MAY BE ABLE TO SUPPLY WITH REFERENCE TO THE ABOVE.
VERY TRULY YOURS, M.SHAIKHLY,3030 HOLLYCREST DRIVE,
LOS ANGELES, CALIFORNIA 90068. UNQUOTE.
HARPER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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Concepts: LITIGATION, PUBLIC CORRESPONDENCE, AIRCRAFT ACCIDENTS, ACCIDENT INSURANCE
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Draft Date: 11 AUG 1976
Decaption Date: 01 JAN 1960
Decaption Note:
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Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
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